

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 311 OF 2000
IN
NOTICE OF MOTION NO. 169 OF 1998
IN
WRIT PETITION NO. 1801 OF 1997**

Cable Corporation of India

... Petitioner

Versus

Engienering Mazdoor Sabha and anr.... Respondents

And

Shremik Utkarsha Sabha

... Applicant

Mr. P.K. Rele with Mr. Piyush Shah for Petitioner.

Mr. J.P. Cama for Respondent.

**CORAM : F.I. REBELLO,J.
DATED : AUGUST 31, 2005**

P.C.

. The Petition was disposed of by order of this court dated 18.2.1998. It appears that thereafter the motion was taken out by the present applicant being Notice of Motion No. 169 of 1998. That was disposed of by order dated 1.10.1999. One of the condition as set out in Para 2(2) was that the President of Shramik Utkarsha Sabha was to file undertaking. The complaint itself was to be disposed of by 30.4.2000. The applicant has thereafter taken out the present motion being Notice of Motion No. 311 of 2000 to relieve the President from the undertaking. That undertaking was during the pendency of the complaint. Considering that this court had directed that the complaint itself be disposed of by 30.4.2000 and there is no application for extension of time to dispose of the complaint, complaint must have been disposed of. Accordingly, motion has become

infructuous.

. If by chance, the complaint has not been disposed of, liberty to the applicant to approach this court for recalling of this order. Motion stands disposed of.

(F.I. REBELLO,J.)